**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CIVIL APPELLATE JURISDICTION**

CIVIL APPLICATION NO. 739 OF 2005
IN
FIRST APPEAL NO. 321 OF 2003

M/s Arci Engineers .. Applicant
V/s
M/s Veena Diecasters and
Engineers Pvt.Ltd. .. Respondent

Shri K.S. Dewal for applicant/orig.respondent
Shri R.A. Thorat for respondent

**CORAM: D.G. DESHPANDE,J.**
**DATE : 13TH JULY,2005.**

**P.C.**

1. This application is filed by applicant/orig. respondent. Learned advocate for applicant states that appeal was admitted and an amount to the extent of Rs.8,10,282.36 was deposited by the appellant as condition precedent. The applicant claims in this application withdrawal of an amount of Rs.8,10,282.36. Looking to facts of the case and claim of applicant, application is allowed by passing following order:

**ORDER**

Applicant/original respondent permitted to withdraw 50% of decretal amount of Rs.8,10,282.36 so deposited by respondent. Out of the 50% so permitted, 25% will be given against bank security, 25% without bank security but against bond and remaining amount shall be invested in a nationalised bank for a period of 3 years. Civil application is disposed of. Certified copy expedited.

**(D.G.DESHPANDE,J.)**